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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

**NOTICE OF MOTION NO. 680 OF 2018
IN
CUSTOMS APPEAL NO. 12 OF 2017**

Arcadia Shipping Ltd. ... Applicant
In the matter between
The Commissioner of Customs, (Import-I) ...Appellant
Mumbai
V/s.
Arcadia Shipping Ltd. ... Respondents

Ms. Shalaka Gujar for the Respondents.
Dr. Sujay Kantawala, i/b Brijesh Pathak for the Applicant.

**CORAM: M.S.SANKLECHA &
RIYAZ I. CHAGLA, JJ.**
DATE: 28TH SEPTEMBER, 2018.

PC:-

1. This Notice of Motion has been taken out by the Applicant to direct the Respondent to implement the order dated 18th October, 2016 passed by the Customs, Excise and Service Tax Appellate Tribunal (Tribunal). The order dated 18th October, 2016 passed by the Tribunal is subject matter of challenge in the pending appeal before this Court by the Respondent herein.

2. Ms. Gujar, the learned counsel appearing on behalf of the Respondent herein on instructions states that the order of the Tribunal dated 18th October, 2016, which is a subject matter of a

pending Appeal would be implemented within a period of two weeks from today.

3. In view of the statement made on behalf of the Revenue, Mr. Kantawala seeks to withdraw the Notice of Motion.

4. Accordingly, Notice of Motion disposed of as withdrawn.

(RIYAZ I. CHAGLA J.)

(M.S.SANKLECHA, J.)